The court incorporates by reference in this paragraph and adopts as the findings and orders of this court the document set forth below. This document was signed electronically on December 5, 2014, which may be different from its entry on the record.

IT IS SO ORDERED.

Dated: December 5, 2014



ARTHUR I. HARRIS UNITED STATES BANKRUPTCY JUDGE

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF OHIO EASTERN DIVISION

In re: Elizabeth J. Sanders ) Case Number: 12-18798

) Chapter 13 Proceedings

Debtor. ) Judge Arthur I. Harris

## AMENDED AGREED ORDER RESOLVING MOTION TO MODIFY DEBTOR'S CONFIRMED CHAPTER 13 PLAN

This cause came before this Honorable Court for hearing on December 19, 2013 upon the Motion to Modify Debtor's Confirmed Chapter 13 Plan (the "Motion") and Trustee's objection thereto.

By consent of counsels for Trustee and Debtor, this Court hereby finds as follows:

**THAT** the parties are prepared to enter into an agreed order resolving the Motion.

**IT IS, THEREFORE, ORDERED** that the Motion is hereby granted.

**IT IS FURTHER ORDERED** that the Chapter 13 Plan (the "Plan") payment is hereby reduced to two hundred fifteen and 44/100 dollars (\$215.44) effective the December 2013 payment.

**IT IS FURTHER ORDERED** that the amount paid to unsecured creditors is hereby reduced to a pro-rata share of seventeen thousand four hundred twenty-eight and 93/100 dollars (\$17,428.93) or thirty-two percent (32%), whichever is greater.

IT IS FURTHER ORDERED that excluding the modifications as set forth in this agreed

order, the provisions of the Plan shall remain in effect.

Agreed and Submitted by:

/S/ Philip D. Lamos

PHILIP D. LAMOS (#0066844)

Attorney for Craig Shopneck,

Chapter 13 Trustee

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/s/ Paul S. Kuzmickas

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## **SERVICE LIST**

Via the Court's Electronic Case Filing System on these entities and individuals who are listed on the Court's Electronic Mail Notice List:

Craig Shopneck, Chapter 13 Trustee, at ch13shopneck@ch13cleve.com

Paul S. Kuzmickas, on behalf of, Elizabeth J. Sanders, Debtor, at <a href="mailto:pkuzmickas@lawlh.com">pkuzmickas@lawlh.com</a>

Elizabeth Alphin, on behalf of, Capital One Bank, N.A. (Best Buy Co., Inc.), at loubknotices@mapother-atty.com

Patti H. Bass, on behalf of, Capital One, N.A. at ecf@bass-associates.com

Scott N. Schaeffer, on behalf of, the Fahey Banking Company at scott@ksrlegal.com

And by regular U.S. mail, postage prepaid, on:

Elizabeth J. Sanders, Debtor, at 36458 Westfield Drive, North Ridgeville, OH 44039-3844

American Eagle, at P.O. Box 530942, Atlanta, GA 30353-0942

Bank of America, at P.O. Box 982235, El Paso, TX 79998

Capital One NA c/o Becket and Lee LLP, at P.O. Box 3001, Malvern, PA 19355-0701

Capital One, N.A. c/o Bass & Associates, P.C., at 3936 East Ft. Lowell Road, Suite 200, Tucson, AZ 85712

Capital One/Best Buy, at 26525 North Riverwoods Boulevard, Mettawa, IL 60045

Capital Recovery V, LLC c/o Recovery Management Systems Corporation, at 25 SE 2<sup>nd</sup> Avenue, Suite 1120, Miami, FL 33131-1605

CitiFinancial Inc., at P.O. Box 6042, Sioux Falls, SD 57117-6042

Comenity Bank/Victoria Secret, at 220 West Schrock Road, Westerville, OH 43081

Discover Bank, at DB Servicing Corporation, P.O. Box 3025, New Albany, OH 43054-3025

Discover Fin Services LLC, at P.O. Box 15316, Wilmington, DE 19850

Fahey Bank, at 127 North Main Street, Marion, OH 43302

Fia Card Services, N.A., at 4161 Piedmont Parkway, NC4 105 03 14, Greensboro, NC 27410 GE Capital Retail Bank c/o Recovery Management Systems Corp., at 25 SE 2<sup>nd</sup> Avenue, Suite 1120, Miami, FL 33131-1605

GECB/Old Navy, at P.O. Box 965005, Orlando, FL 32896

GEMB/JC Penney, at P.O. Box 965005, Orlando, FL 32896

GEMB/Lowe's, at P.O. Box 965005, Orlando, FL 32896

HSBC, at P.O. Box 5263, Carol Stream, IL 60197

Kohl's, at P.O. Box 3115, Milwaukee, WI 53201

Onemain Financial, at P.O. Box 499, Hanover, MD 21076

Portfolio Recovery Associates, LLC, at P.O. Box 12914, Norfolk, VA 23541

Quantum3 Group LLC as agent for Comenity Bank, at P.O. Box 788, Kirkland, WA 98083-0788

Recovery Management Systems Corporation, at 25 S.E. 2<sup>nd</sup> Avenue, Suite 1120, Miami, FL 33131-1605

The Fahey Banking Company c/o Sue Price, at 127 North Main Street, Marion, OH 43302

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